

**ACTION:** Notice of meeting date change.

**SUMMARY:** The United States, as a Party to the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES), will attend the sixteenth regular meeting of the Conference of the Parties to CITES (CoP16) in Bangkok, Thailand, during March 3 to 15, 2013. Currently, the United States is developing its negotiating positions on proposed resolutions, decisions, and amendments to the CITES Appendices (species proposals), as well as other agenda items that have been submitted by other Party countries, the permanent CITES committees, and the CITES Secretariat for consideration at CoP16. In a notice published on November 9, 2012, we announced a public meeting to be held on December 5, 2012, to discuss the items on the provisional agenda for CoP16. This notice revises the previously announced date of the public meeting.

**DATES:** The public meeting will be held on December 13, 2012, at 1:30 p.m.

**ADDRESSES:** The public meeting will be held in the Sidney Yates Auditorium at the Main Interior Building at 18th and C Streets NW., Washington, DC. Directions to the building can be obtained by contacting the Division of Management Authority (see **FOR FURTHER INFORMATION CONTACT**). For more information about the meeting, see "Announcement of Public Meeting" under **SUPPLEMENTARY INFORMATION**.

**FOR FURTHER INFORMATION CONTACT:** Robert R. Gabel, Chief, Division of Management Authority; telephone 703-358-2095; facsimile 703-358-2298.

**SUPPLEMENTARY INFORMATION:**

**Background**

The Convention on International Trade in Endangered Species of Wild Fauna and Flora, hereinafter referred to as CITES or the Convention, is an international treaty designed to control and regulate international trade in certain animal and plant species that are now or potentially may become threatened with extinction. These species are listed in Appendices to CITES, which are available on the CITES Secretariat's Web site at <http://www.cites.org/eng/app/index.php>. Currently, 176 countries, including the United States, are Parties to CITES. The Convention calls for regular biennial meetings of the Conference of the Parties, unless the Conference of the Parties decides otherwise. At these meetings, the Parties review the implementation of CITES, make provisions enabling the CITES

Secretariat in Switzerland to carry out its functions, consider amendments to the lists of species in Appendices I and II, consider reports presented by the Secretariat and the permanent CITES committees (Standing, Animals, and Plants Committees), and make recommendations for the improved effectiveness of CITES. Any country that is a Party to CITES may propose amendments to Appendices I and II, resolutions, decisions, and agenda items for consideration by all the Parties at the meetings.

On November 9, 2012, we published a notice in the **Federal Register** (77 FR 67390) that announced the provisional agenda for CoP16, solicited comments on the items on the provisional agenda, and announced a public meeting to discuss the items on the provisional agenda. In that notice, we announced that the public meeting would be held on December 5, 2012, in the Sidney Yates Auditorium at the Main Interior Building at 18th and C Streets NW., Washington, DC. The date of that public meeting has now been changed. The public meeting will be held on the date specified in the **DATES** section and at the address specified in the **ADDRESSES** section. You can obtain directions to the building by contacting the Division of Management Authority (see the **FOR FURTHER INFORMATION CONTACT** section above). Please note that the Sidney Yates Auditorium is accessible to the handicapped, and all persons planning to attend the meeting will be required to present photo identification when entering the building. Persons who plan to attend the meeting and who require interpretation for the hearing impaired must notify the Division of Management Authority by December 5, 2012. For those who cannot attend the public meeting but are interested in watching via live stream, please go to our Web site <http://www.fws.gov/international/cites/cop16/>, and look for the link to the live feed.

**Future Actions**

Through an additional notice and Web site posting in advance of CoP16, we will inform you about tentative U.S. negotiating positions on species proposals, proposed resolutions, proposed decisions, and agenda items that were submitted by other Party countries, the permanent CITES committees, and the CITES Secretariat for consideration at CoP16.

**Author**

The primary author of this notice is Mark Albert, Division of Management Authority.

**Authority**

This action is authorized by the U.S. Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*).

Dated: November 26, 2012.

**Susan L. Wilkinson,**

*Alternate Federal Register Liaison.*

[FR Doc. 2012-28897 Filed 11-26-12; 4:15 pm]

**BILLING CODE 4310-55-P**

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**DEPARTMENT OF THE INTERIOR**

**Fish and Wildlife Service**

[FWS-R8-ES-2013-N252: FF08ENV000-FXES1113080000-134]

**Proposed Low-Effect Habitat Conservation Plan for the Spring Mountain Raceway Expansion Project, Pahrump, Nye County, Nevada**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of availability; receipt of application and request for comment.

**SUMMARY:** We, the U.S. Fish and Wildlife Service (Service), have received an application from Spring Mountain Raceway, LLC (applicant), for an incidental take permit under the Endangered Species Act of 1973, as amended. The requested 4-year permit would authorize the incidental take of the threatened Mojave desert tortoise on 120 acres of habitat associated with the construction of a raceway expansion project in Pahrump, Nye County, Nevada. The applicant would implement conservation measures to avoid, minimize, and mitigate effects of the proposed project's covered activities, as described in the applicant's low-effect habitat conservation plan (HCP).

We request comments on the permit application, including the HCP, and our preliminary determination that the plan qualifies as a "low-effect" habitat conservation plan, eligible for a categorical exclusion under the National Environmental Policy Act of 1969, as amended (NEPA). We explain the basis for this determination in our environmental action statement (EAS), which is also available for public review.

**DATES:** We must receive written comments on or before December 27, 2012.

**ADDRESSES:** You may download a copy of the HCP, low-effect screening form and EAS, and related documents on the Internet at <http://www.fws.gov/nevada>, or you may request copies of the documents by U.S. mail or phone (see

below). Please address written comments to Edward D. Koch, State Supervisor, Nevada Fish and Wildlife Office, U.S. Fish and Wildlife Service, 1340 Financial Boulevard, Suite 234, Reno, NV 89502. You may also send comments by facsimile to 775-861-6301. Please note that your information request or comment is in reference to the Low-Effect Habitat Conservation Plan for the Spring Mountain Raceway Expansion Project, Pahrump, Nye County, Nevada.

**FOR FURTHER INFORMATION CONTACT:** Jeri Krueger, HCP Coordinator, at the above address, or by calling 775-861-6300.

**SUPPLEMENTARY INFORMATION:**

**Availability of Documents**

You may obtain copies of the permit application, HCP, and EAS from the individual listed under **FOR FURTHER INFORMATION CONTACT**. Copies of these documents are also available for public inspection, by appointment, during regular business hours, at the Nevada Fish and Wildlife Office, 4701 North Pines Drive, Las Vegas, NV 89130 (see **ADDRESSES**).

**Public Availability of Comments**

Before including your address, phone number, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—might be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

**Background Information**

Section 9 of the Endangered Species Act of 1973, as amended (Act; 16 U.S.C. 1531 *et seq.*) and Federal regulations prohibit taking of fish and wildlife species listed as endangered or threatened under section 4 of the Act. Under the Act, the term “take” means to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or to attempt to engage in any such conduct. The term “harm” is defined in the regulations as significant habitat modification or degradation that results in death or injury of listed species by significantly impairing essential behavioral patterns, including breeding, feeding, or sheltering (50 CFR 17.3). The term “harass” is defined in the regulations as to carry out actions that create the likelihood of injury to listed species to such an extent as to significantly disrupt normal behavioral patterns, which include, but are not

limited to, breeding, feeding, or sheltering (50 CFR 17.3).

However, under specified circumstances, the Service may issue permits that authorize the take of federally listed species, provided the take that occurs is incidental to, but not the purpose of, an otherwise lawful activity. Regulations governing permits for endangered and threatened species are at 50 CFR 17.22 and 17.32, respectively.

Section 10(a)(1)(B) of the Act contains provisions for issuing such permits to non-Federal entities for the take of endangered and threatened species, provided the following criteria are met:

1. The taking will be incidental;
2. The applicant will, to the maximum extent practicable, minimize and mitigate the impact of such taking;
3. The applicant will develop a habitat conservation plan and ensure that adequate funding for the plan will be provided;
4. The taking will not appreciably reduce the likelihood of the survival and recovery of the species in the wild; and
5. The applicant will carry out any other measures that the Service may require as being necessary or appropriate for the purposes of the habitat conservation plan.

The applicant is seeking a permit with a 4-year term for the incidental take of the Mojave desert tortoise (*Gopherus agassizii*). The applicant purchased a 120-acre parcel of property, immediately adjacent to their existing raceway facility, from the Bureau of Land Management (BLM) by modified competitive sealed-bid sale on May 7, 2012. The purpose of the acquisition was to expand the raceway by extending the racetrack and adding additional facilities on the property. The public sale of the parcel was in conformance with the BLM’s Las Vegas Resource Management Plan (RMP), approved by record of decision on October 5, 1998. The applicant proposes to carry out construction activities associated with the expansion of the raceway on the 120-acre property. Construction of the raceway expansion area would include grading and leveling of soil and other earth-moving activities; removal of vegetation; construction of the new racetrack; construction of buildings and parking lots; construction of flood control facilities; installation of utilities such as power, phone, Internet, sewer, and water lines; and improvement and/or widening of adjacent roadways. The entire 120-acre parcel would be developed, resulting in the incidental take of all desert tortoises that may

occupy the site and the permanent loss of 120 acres of desert tortoise habitat.

To avoid, minimize, and mitigate adverse effects to desert tortoise from the construction of the proposed raceway expansion project, the applicant proposes to fully implement the conservation measures described in the HCP. Conservation measures include: (1) Fencing the perimeter of the project area with desert tortoise-proof fencing; (2) surveying and removing all desert tortoises from the property by qualified desert tortoise biologists prior to the commencement of surface disturbing activities; (3) educating construction workers, employees, and customers on the status of the tortoise and measures that can be implemented to minimize impacts to tortoise; (4) ensuring trash and food items are disposed of properly to avoid attracting predators; and (5) providing funding in the amount of \$550 per acre of habitat disturbed to the Desert Tortoise Conservation Center in Clark County, Nevada, to support development and implementation of conservation and recovery actions for the tortoise under the guidance of the Service’s Desert Tortoise Recovery Office in Reno, Nevada.

**Alternatives**

Our proposed action is approving the applicant’s HCP and issuing an incidental take permit for the applicant’s covered activities. As required by the Act, the applicant’s HCP considers alternatives to the take expected under the proposed action. The HCP considers the environmental consequences of one alternative to the proposed action, the No-Action Alternative. Under the No-Action Alternative, we would not issue a permit, incidental take of desert tortoise associated with development of the Spring Mountain Raceway Expansion project would not be authorized, and minimization and mitigation measures proposed by the applicant would not be implemented. The No-Action Alternative is considered infeasible because the property was identified for disposal under the BLM’s RMP, the applicant purchased the property from the BLM for the sole purpose of expanding an existing raceway facility, and desert tortoise habitat occurs throughout the 120-acre property; therefore, development could not move forward without affecting the tortoise.

Under the Proposed-Action Alternative, we would issue an incidental take permit for the applicant’s proposed project, which includes the covered activities described above. The Proposed-Action

Alternative would permanently disturb 120 acres of desert tortoise habitat that occurs adjacent to an existing raceway and is bounded on the south by a highway. To minimize and mitigate for these effects, the applicant proposes to implement the conservation measures described above and in the applicant's HCP.

### National Environmental Policy Act

As described in our EAS, we have made the preliminary determination that approval of the proposed HCP and issuance of the permit would qualify as a categorical exclusion under NEPA (42 U.S.C. 4321–4347 *et seq.*), as provided by NEPA implementing regulations in the Code of Federal Regulations (40 CFR 1500.5(k), 1507.3(b)(2), 1508.4), by Department of Interior regulations (43 CFR 46.205, 46.210, 46.215), and by the Department of the Interior Manual (516 DM 3 and 516 DM 8). Our EAS determined that the proposed HCP qualifies as a “low-effect” habitat conservation plan, as defined by our Habitat Conservation Planning Handbook (November 1996). Determination of low-effect habitat conservation plans is based on the following three criteria: (1) Implementation of the proposed HCP would result in minor or negligible effects on federally listed, proposed, and candidate species and their habitats; (2) implementation of the proposed HCP would result in minor or negligible effects on other environmental values or resources; and (3) impacts of the HCP, considered together with the impacts of other past, present, and reasonably foreseeable similarly situated projects, would not result, over time, in cumulative effects to environmental values or resources that would be considered significant. Based upon the preliminary determinations in the EAS, we do not intend to prepare further NEPA documentation. We will consider public comments when making the final determination on whether to prepare an additional NEPA document on the proposed action.

### Public Comments

We request data, comments, new information, or suggestions from the public, other concerned governmental agencies, the scientific community, Tribes, industry, or any other interested party on this notice. If you wish to comment on the permit application, EAS, or proposed HCP, you may submit your comments to the address listed in the **ADDRESSES** section of this document. If we determine that the requirements are met, we will issue an incidental take permit under section 10(a)(1)(B) of the

Act to the applicant for take of the desert tortoise, incidental to otherwise lawful activities in accordance with the terms of the permit. We will make the final permit decision no sooner than 30 days after the date of this notice, and will fully consider all comments we receive during the comment period.

### Authority

We provide this notice pursuant to section 10(c) of the Act and the NEPA public-involvement regulations (40 CFR 1500.1(b), 1500.2(d), and 1506.6).

Dated: November 20, 2012.

**Edward D. Koch,**

State Supervisor, Nevada Fish and Wildlife Office, Reno, Nevada.

[FR Doc. 2012–28843 Filed 11–27–12; 8:45 am]

**BILLING CODE 4310–55–P**

## DEPARTMENT OF THE INTERIOR

### Geological Survey

[GX13C00BM6P2BB]

### Agency Information Collection Activities: Comment Request

**AGENCY:** U.S. Geological Survey (USGS), Interior.

**ACTION:** Notice of an extension of an information collection (1028–0082).

**SUMMARY:** To comply with the Paperwork Reduction Act of 1995 (PRA), the U.S. Geological Survey (USGS) is inviting comments on an information collection request (ICR) that we have sent to the Office of Management and Budget (OMB) for review and approval. The ICR concerns the paperwork requirements for the “Bird Banding and Recovery Reports.” As required by the Paperwork Reduction Act (PRA) of 1995, and as part of our continuing efforts to reduce paperwork and respondent burden, we invite the general public and other Federal agencies to take this opportunity to comment on this ICR. This Information Collection is scheduled to expire on November 30, 2012.

**DATES:** Submit written comments by December 28, 2012.

**ADDRESSES:** Please submit comments on this information collection directly to the Office of Management and Budget (OMB), Office of Information and Regulatory Affairs, Attention: Desk Officer for the Department of the Interior via email: (OIRA\_SUBMISSION@omb.eop.gov); or by fax (202) 395–5806; and identify your submission with #1028–0082. Please also submit a copy of your comments to

Information Collection Clearance Officer, U.S. Geological Survey, 807 National Center, Reston, VA 20192 (mail); or [smbaloch@usgs.gov](mailto:smbaloch@usgs.gov) (email). Please reference Information Collection 1028–0082.

**FOR FURTHER INFORMATION CONTACT:** To request additional information about this ICR, contact Bruce Peterjohn, (301) 497–5646 (phone) or [bpeterjohn@usgs.gov](mailto:bpeterjohn@usgs.gov) (email). You may also view additional information about this activity at: [www.reginfo.gov](http://www.reginfo.gov).

**SUPPLEMENTARY INFORMATION:** Title: Bird Banding and Recovery Reports.

OMB Control Number: 1028–0082.

Type of Request: Extension of a currently approved collection.

Abstract: The USGS Bird Banding Laboratory is responsible for monitoring the trapping and marking of wild migratory birds by persons holding Federal permits. The Bird Banding laboratory collects information using three forms: (1) The Application for Federal Bird Marking and Salvage Permit, (2) The Bird Banding Permit Renewal Form, (3) The Bird Banding Recovery Report, and one electronic database, *Bandit*.

We will protect information from respondents considered proprietary under the Freedom of Information Act (5 U.S.C. 552) and its implementing regulations (43 CFR Part 2), and under regulations at 30 CFR 250.197, “Data and information to be made available to the public or for limited inspection.” No questions of a “sensitive” nature are asked.

Affected Public: General Public.

Respondent Obligation: The recovery report is voluntary. Reporting of banding information is required using the BANDIT software. The Permit application and renewal form are required to obtain or retain benefits.

Frequency of Collection: On occasion.

Estimated Number and Description of Respondents: 94,700 individuals encountering a banded bird and volunteer bird banders.

Annual Burden Hours: 21,068 hours (50 hours for permit applications, 19 hours for renewal applications, 2,999 hours for banding recovery reports, and 18,000 hours for the *Bandit* software).

Estimated Annual Reporting and Recordkeeping “Hour” Burden: We estimate the time to complete each form is: 30 minutes for the Permit Application form, 2 minutes for Bird Banding Permit renewal form, 2 minutes for Recovery Report form, and 4.5 hours for the *Bandit* software.

Estimated Reporting and Recordkeeping “Non-Hour Cost” Burden: We have not identified any